

# FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: November 13, 2014 - 9:39 AM

Version 5.0

## User Selection Criteria

<b>Location:</b>	New York, all activities	<b>Activity Location:</b>	None Chosen
<b>Handler ID:</b>	NYD075437145	<b>Group of IDs:</b>	None Chosen
<b>Handler Name:</b>			
<b>Handler Universe:</b>	All Facilities Regardless of Universe		
<b>Determined Date Range:</b>	From: 10/01/1980 To: 11/13/2014		
<b>Location County Code:</b>	None Chosen	<b>Evaluation Type:</b>	
<b>Location City:</b>		<b>Focus Area:</b>	
<b>Location Zip Code:</b>		<b>Violation Type:</b>	
<b>State District:</b>	None Chosen	<b>Display Code Descrip.:</b>	Yes
<b>Sort Order:</b>	Region, State, Handler Name	<b>Display Universes:</b>	Yes

## Results

Data meeting the criteria you selected follows.

Total Pages:5      Total Handlers:1

## Report Description

This report presents available information from the Resource Conservation and Recovery Act Information System (RCRAInfo) about compliance evaluations, violations, and enforcement actions meeting the criteria supplied by the user. Evaluations showing no violations does not always indicate that no violations were determined. Violation without enforcement actions does not always mean no enforcement action will be issued. In order to avoid releasing enforcement sensitive information to the public the following information is not shown on the report: pending civil / judicial referrals, criminal actions and referrals, and State to EPA referrals; all other enforcement actions are released.

## Report Information

Name: cme\_foia.rdf  
Developed by: EPA Headquarters, Office of Enforcement and Compliance Assurance  
Deployed: June 2006  
Last Updated: May 2012  
Contact: rcrainfo.help@epa.gov  
Tables Used: cmecomp3, ccitation3, hreport\_univ5, lu\_citation, lu\_state, hid\_groups  
Libraries: none

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## ROSETON GENERATING STATION

County Name / Code: ORANGE / NY071

NYD075437145

Location: 992 RIVER RD; NEWBURGH, NY 12550

REGION 02

Mailing: 992 RIVER RD; NEWBURGH, NY 12550

Activity Location: NY	State District: NYSDEC R3	Accessibility:	Non-Notifier:	Extract Flag: Y	Active Site: Y
Generator: CEG	Transporter: N	Operating TSDF: -----	IC In Place: N	El Indicator (HE / GW): /	
Short-Term Gen: N	Transfer Facility: N	Offsite Receiver: N	HSM: N	Subpart K: ----	
Full Enforcement: -----	Converter: -----	State Unaddressed SNC: N	EPA Unaddressed SNC: N		
CA Wrkld: N	State TSDF: -----	State Addressed SNC: N	EPA Addressed SNC: N		
Active State Gen: N		State SNC w/Comp Sched: N	EPA SNC w/Comp Sched: N		

<b>Violation:</b>	Activity Location: NY	Type: 273.B	Determined Date: 11/19/2009	Determined by Agency: State	Responsible Agency: State
	Scheduled Compliance Date:		Actual Compliance Date: 11/19/2009	RTC Qualifier: OBSERVED	Sequence Number: 3
	Citation Information: Seq #	Type	Citation		
	1	STATE REGULATION	374-3.2(e)		

**CEI Evaluation** 11/19/2009 Activity Location: NY By: State Identifier: 001 Person: NYFKY Branch: R3 Found Violation: YES  
 Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: 11/19/2009 Focus Area:

**Enforcement:** Activity Location: NY Type: 120 Action Date: 11/20/2009 Identifier: 001  
 Docket: Agency: State Responsible Person: NYFKY Branch: R3  
 CA Component: N Disposition Status: AS 11/20/09 Appeal Initiated: Appeal Resolved:

<b>Violation:</b>	Activity Location: NY	Type: 273.B	Determined Date: 11/19/2009	Determined by Agency: State	Responsible Agency: State
	Scheduled Compliance Date:		Actual Compliance Date: 11/19/2009	RTC Qualifier: OBSERVED	Sequence Number: 4
	Citation Information: Seq #	Type	Citation		
	2	STATE REGULATION	374-3.2(f)		

**CEI Evaluation** 11/19/2009 Activity Location: NY By: State Identifier: 001 Person: NYFKY Branch: R3 Found Violation: YES  
 Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: 11/19/2009 Focus Area:

**Enforcement:** Activity Location: NY Type: 120 Action Date: 11/20/2009 Identifier: 001  
 Docket: Agency: State Responsible Person: NYFKY Branch: R3  
 CA Component: N Disposition Status: AS 11/20/09 Appeal Initiated: Appeal Resolved:

<b>Violation:</b>	Activity Location: NY	Type: 262.A	Determined Date: 03/19/2003	Determined by Agency: State	Responsible Agency: State
	Scheduled Compliance Date:		Actual Compliance Date: 04/03/2003	RTC Qualifier: DOCUMENTED	Sequence Number: 1
	Former Citation - SR - 374-3.2(e)(1) & (e)(5)				

**CEI Evaluation** 03/19/2003 Activity Location: NY By: State Identifier: 001 Person: NYWBY Branch: R3 Found Violation: YES  
 Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

**Enforcement:** Activity Location: NY Type: 120 Action Date: 03/28/2003 Identifier: 001  
 Docket: Agency: State Responsible Person: NYWBY Branch: R3  
 CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

\* Note: Penalty amount may not reflect all violations cited.

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## ROSETON GENERATING STATION, NYD075437145, NEWBURGH, NY, continued -

<b>Violation:</b>	Activity Location: NY	Type: 261.A	Determined Date: 03/19/2003	Determined by Agency: State	Responsible Agency: State		
	Scheduled Compliance Date:		Actual Compliance Date: 04/03/2003	RTC Qualifier: DOCUMENTED	Sequence Number: 2		
	Former Citation - SR - 373-3.2(g) & 3.4(c)(5)						
<b>CEI Evaluation</b>	03/19/2003	Activity Location: NY	By: State	Identifier: 001	Person: NYWBY	Branch: R3	Found Violation: YES
	Citizen Complaint: NO	Multimedia Inspection: NO	Sampling: NO	Not Subtitle C: NO	Day Zero:		Focus Area:
<b>Enforcement:</b>	Activity Location: NY	Type: 120	Action Date: 03/28/2003	Identifier: 001			
	Docket:	Agency: State	Responsible Person: NYWBY	Branch: R3			
	CA Component: N	Disposition Status:	Appeal Initiated:	Appeal Resolved:			
Evaluations With No Violations:							
<b>CEI Evaluation</b>	01/29/1997	Activity Location: NY	By: State	Identifier: 000	Person: NYWBY	Branch: R3	Found Violation: NO
	Citizen Complaint: NO	Multimedia Inspection: NO	Sampling: NO	Not Subtitle C: NO	Day Zero:		Focus Area:
<b>CEI Evaluation</b>	11/26/1986	Activity Location: NY	By: State	Identifier: 003	Person: NYDEC	Branch:	Found Violation: NO
	Citizen Complaint: NO	Multimedia Inspection: NO	Sampling: NO	Not Subtitle C: NO	Day Zero:		Focus Area:
<b>NRR Evaluation</b>	01/07/1985	Activity Location: NY	By: State	Identifier: 002	Person:	Branch:	Found Violation: NO
	Citizen Complaint: NO	Multimedia Inspection: NO	Sampling: NO	Not Subtitle C: NO	Day Zero:		Focus Area:
<b>NRR Evaluation</b>	09/17/1984	Activity Location: NY	By: EPA Oversight	Identifier: 001	Person:	Branch:	Found Violation: NO
	Citizen Complaint: NO	Multimedia Inspection: NO	Sampling: NO	Not Subtitle C: NO	Day Zero:		Focus Area:
<hr/>							
<b>Total Number of Handlers:</b>		<b>1</b>					
<b>Total Number of Activity Locations:</b>		<b>1</b>					
<b>* End of Report *</b>							

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## Description of codes used on the report:

Universes	Description of Universes
<b>Generator</b>	Indicates that the facility is a Large Quantity Generator (LQG), Small Quantity Generator (SQG), Conditionally Exempt Small Quantity Generator (CEG), or not a generator (N).
<b>Transporter</b>	Indicates that the facility Transports waste subject to RCRA regulations. ('Y' indicates that the facility is in this universe).
<b>Operating TSDF</b>	Indicates that the facility is a Treatment, Storage or Disposal facility subject to any type of enforcement. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment)
<b>IC in Place</b>	Indicates that the facility has Institutional Controls in place. ('Y' indicates that the facility is in this universe).
<b>EI Indicator (HE / GW)</b>	Indicates that the facility has controls in place for Environmental Indicators. HE - Human Exposures ('+' indicates the exposure exists and is under control; '-' indicates the exposure exists and is not under control; 'N' indicates the exposure does not exist) GW - Groundwater Release ('+' indicates the exposure exists and is under control; '-' indicates the exposure exists and is not under control; 'N' indicates the exposure does not exist)
<b>Short-Term Gen</b>	Indicates that the facility is a short term or one time event generator and not generating from ongoing processes.
<b>Transfer Facility</b>	Indicates that the facility transfers hazardous waste.
<b>Offsite Receiver</b>	Indicates that the facility, whether public or private, currently accepts hazardous waste from another site (site identified by a different EPA ID).
<b>HSM</b>	Indicates that the facility manages hazardous secondary material(s) (e.g. spent material, by-product or sludge) that when discarded, would be identified as hazardous waste.
<b>Subpart K</b>	Indicates that the facility has opted into the subpart K laboratory rule. It then specifies the type of facility (C - College or University; H - Teaching Hospital; N - Non-profit Research Institute; W - withdrawal from the rule)
<b>Full Enforcement</b>	Indicates that the facility is a Treatment, Storage or Disposal facility which is part of the Full Enforcement universe. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment)
<b>CA Workload</b>	Indicates that the facility is part of the Corrective Action Workload universe. ('Y' indicates that the facility is in this universe).
<b>Active State Gen</b>	Indicates that the facility is an Active State Generator. ('Y' indicates that the facility is in this universe).
<b>Converter</b>	Indicates that the facility is a Converter Treatment, Storage or Disposal facility. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment)
<b>State TSDF</b>	Indicates that the facility is a State Treatment, Storage or Disposal facility. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment)
<b>State Unaddressed SNC</b>	Indicates that the facility is a State Unaddressed Significant Non-Complier. ('Y' indicates that the facility is in this universe).
<b>State Addressed SNC</b>	Indicates that the facility is a State Addressed Significant Non-Complier. ('Y' indicates that the facility is in this universe).
<b>State SNC w/ Compl. Sched</b>	Indicates that the facility is a State Significant Non-Complier with a Compliance Schedule. ('Y' indicates that the facility is in this universe).
<b>EPA Unaddressed SNC</b>	Indicates that the facility is an EPA Unaddressed Significant Non-Complier. ('Y' indicates that the facility is in this universe).
<b>EPA Addressed SNC</b>	Indicates that the facility is an EPA Addressed Significant Non-Complier. ('Y' indicates that the facility is in this universe).
<b>EPA SNC w/ Compl. Sched</b>	Indicates that the facility is a EPA Significant Non-Complier with a Compliance Schedule. ('Y' indicates that the facility is in this universe).

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## Description of codes used on the report:

<b>ACCESSIBILITY</b> - indicates the reason why the handler is not accessible for normal RCRA tracking and processing (previously called Bankrupt Indicator):	
<b>Code</b>	<b>Description</b>
B	indicates that the handler has filed for bankruptcy and bankruptcy litigation is in process.
C	indicates that all RCRA responsibilities for permitting/closure, corrective action, and compliance monitoring and enforcement at the facility have been formally transferred to the CERCLA program or state equivalent.
F	indicates that all responsible parties (owners/operators) for the handler have fled the country or are otherwise not available for prosecution.
L	indicates that the handler's case is tied up in litigation to the extent that further progress in achieving RCRA compliance through normal enforcement is not possible.

<b>NON-NOTIFIER</b> - indicates that the handler has been identified through a source other than Notification and is suspected of conducting RCRA-regulated activities without proper authority:	
<b>Code</b>	<b>Description</b>
E	indicates that the handler was initially a non-notifier, subsequently determined to be exempt from requirements to notify.
O	indicates that the handler is a former non-notifier.
X	indicates that the handler is a non-notifier.

<b>Violation Type</b>	<b>Description</b>
261.A	LISTING - GENERAL
262.A	GENERATORS - GENERAL
273.B	UNIVERSAL WASTE - SMALL QUANTITY HANDLERS

<b>Evaluation Type</b>	<b>Type Description</b>
CEI	COMPLIANCE EVALUATION INSPECTION ON-SITE
NRR	NON-FINANCIAL RECORD REVIEW

<b>Enforcement Type</b>	<b>Enforcement Description</b>
120	WRITTEN INFORMAL

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